

REGULAR CITY COUNCIL MEETING MINUTES
OCTOBER 03, 2022, 6:00 P.M.
CITY COUNCIL CHAMBERS

The City Council of Newton, Iowa met in regular session at 6:00 P.M. on the above date in the Council Chambers at 101 West 4th Street South. Acting Mayor Hansen presided. Present Council Members: Hallam, Dalton, George, Ervin, Wade. Absent: Trotter.

Mayor Hansen asked everyone present to join in saying the Pledge of Allegiance.

Mayor Hansen proclaimed Fire Prevention Week - October 9-15, 2022.

Justin Nickel, Bolton and Menk presented the City Engineering Services annual update.

During citizen participation Thomas Weeks, 1538 W 14 St S spoke regarding Sara Haines, a Newton graduate that was an ABC daytime host, with NBC and now The View, and her pride for her hometown of Newton. Thomas proposed naming a street that is unnamed on the SW side of town Sarah Haines Drive. Various business owners and landlords spoke regarding the inspection process including Fred Rhodes, Julia Prendergast, Barney Bushore, Scott Farver, Dana Van Gilder, Scott Creech, Lori Yokem, Dave McNeer, Joyce Prendergast, Cindy Avery, and Carl Smith. A Newton resident, later identified as Noah Petersen, requested to make a public comment. Petersen began speaking in a manner that was deemed to be in violation of the stated rules for citizen participation. Petersen was directed by the mayor to sit down or leave the meeting. Petersen became disruptive and refused several directives by law enforcement to leave the podium as directed. He was subsequently arrested for disorderly conduct.

Moved by Wade, seconded by Hallam to approve consent agenda items 5-16.

5. September 19, 2022 Regular City Council Meeting Minutes
6. Approve Liquor License for the following: Alta House Event Center- LC0047705, 1600 E 36th St. S, Class C Liquor License, Outdoor Service, Sunday Sales; Capitol II Theatre- WCN000220, 116 1st St. N, Class C Native Wine Permit, Sunday Sales, Living Quarters; Shop N Save Newton LLC- LE0003589, 404 S 11th Ave. W, Class E Liquor License, Class B Wine Permit, Class C Beer Permit, Sunday Sales; Git-N-Go Convenience Store #45- BC0030584, 1708 S 8th AVE. E, Class C Beer Permit, Class B Wine Permit, Sunday Sales.
7. Certify Police Officer list
8. Resolution appointing Samantha Forbes to serve on the Newton Downtown Self-Supported Municipal Improvement District (SSMID) Board for a term ending June 30, 2023. Resolution 2022-267 adopted.
9. Resolution appointing Cookie Fuzell to serve on the Library Board of Trustees for a term ending June 30, 2028. Resolution 2022-268 adopted.
10. Resolution appointing Bethany Hutchinson to serve on the Library Board of Trustees for a term ending June 30, 2028. Resolution 2022-269 adopted.
11. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 22-10). Resolution 2022-270 adopted.
12. Resolution awarding contract for the 2022 Union Cemetery Stump Removal Project. Resolution 2022-271 adopted.
13. Resolution approving purchase of a storage shed for Agnes Patterson Park. Resolution 2022-272 adopted.
14. Resolution approving a Telecommunications Licensing Agreement with Mahaska Communication Group – Phase 2. Resolution 2022-273 adopted.
15. Resolution approving an agreement with Huron Consulting Services LLC. to provide Newton WaterWorks valuation services related to the 2022 property record report. Resolution 2022-274 adopted.
16. Approve Bills.

AYES: Five. NAYS: None. Consent Agenda was adopted.

Moved by Ervin, seconded by Dalton to approve the Second consideration of an Ordinance amending the City of Newton Official Zoning Map for property located at 1500 1st AVE E. and 201 E. 15th St. N. from R-2: One- and Two-Family Residential to C-A: Arterial Commercial. AYES: Five. NAYS: None. Second Consideration of the Ordinance was approved.

Moved by Dalton, seconded by Ervin to approve the First consideration of an Ordinance amending the City Code of Newton, Iowa, by adding Chapter 75: All-Terrain Vehicles, Off-Road Utility Vehicles, Golf Carts, and Snowmobiles. Layton Elscott, 709 E 7 St N, spoke in favor of the city considering this and having further discussions with the community. Council discussion ensued. Moved by Wade, seconded by Hallam to remove the time frame. AYES: Five. NAYS: None. To approve the first consideration as amended, AYES: Four. NAYS: George. First Consideration of the Ordinance was approved as amended.

Moved by George, seconded by Dalton to approve the First consideration of an Ordinance amending the code of ordinances, City of Newton, Iowa, 2016, Title III Administration, Chapter 32, Section 32.060 – 32.071, “Water Board of Trustees”, to dissolve the Water Board of Trustees and adding waterworks code reference to Title V Public Works, Chapter 54 Waterworks. AYES: Five. NAYS: None. First Consideration of the Ordinance was approved.

Moved by Dalton, seconded by Hallam to approve the First consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, “Traffic and Parking Schedules Adopted by Reference” to make changes to street parking in the downtown. AYES: Five. NAYS: None. First Consideration of the Ordinance was approved.

Moved by Hallam, seconded by Ervin to adopt the Resolution approving an Engineering Services Agreement for the Aurora Park Pickleball Courts Project. AYES: Five. NAYS: None. Resolution 2022-275 adopted.

Moved by George, seconded by Wade to adopt the Resolution approving a settlement and release agreement with the Travelers Indemnity Company related to the former manufactured gas plant site. AYES: Five. NAYS: None. Resolution 2022-276 adopted.

Moved by George, seconded by Ervin to adopt the Resolution Amending Funding Sources for the Union Drive Reconstruction Project. AYES: Five. NAYS: None. Resolution 2022-277 adopted.

Moved by Wade, seconded by Dalton to adopt the Resolution approving the granting of Downtown Micro Grant Funds in the sign program to Laurie Nelson for 103 1st Avenue West. AYES: Five. NAYS: None. Resolution 2022-278 adopted.

Moved by George, seconded by Ervin to adopt the Resolution authorizing the filing of a 657A.10A abandoned property petition for 1100 Woodland Drive in Newton, Jasper County, Iowa. AYES: Five. NAYS: None. Resolution 2022-279 adopted.

Moved by Hallam, seconded by Dalton to adopt the Resolution approving the granting of Downtown Micro Grant Funds in the painting program to Gary Forbes for 102 North 2nd Avenue East. Council had questions regarding the site to the back of the building. Since Community Development was not available to answer questions, council chose to postpone the resolution to the next meeting. Moved by Ervin, seconded by Hallam to postpone. AYES: Five. NAYS: None. Resolution was postponed to the next meeting.

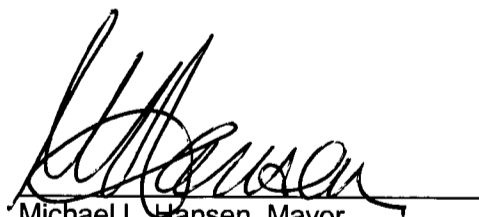
Moved by Wade, seconded by Dalton to adopt the Resolution amending the Block Party Street Closure and the Construction Street Closure. AYES: Five. NAYS: None. Resolution 2022-280 adopted.

Moved by George, seconded by Ervin to adopt the Resolution approving the purchase of miTime; a timekeeping software. AYES: Five. NAYS: None. Resolution 2022-281 adopted.

During Mayor/Council Comments Wade asked if there was any funding to businesses for loss of income due to the streetscape project. Muckler confirmed there is not. Hallam stated Frank fest was a success. Dalton went to the IA League of Cities conference in Waterloo for the first time and was impressed with learning about how other communities are doing things that we are as well. Mayor Hansen agreed and stated that it is nice to be able to network with other communities and learn about their struggles and successes.

Moved by Wade, seconded by Dalton to adjourn the meeting at 7.43 P.M. Motion unanimously carried by voice vote.


Katrina Davis, City Clerk


Michael L. Hansen, Mayor

